EXAMINER:

SERIAL NO:

APPLICANT(s):

GROUP:

FILED:

Concurrently herewith under DATE:

March 9, 2001

Express Mail label No.

EL765222306US

FOR:

ANTERIOR LUMBAR SPACER DOCKET: 285-148

Assistant Commissioner for Patents Washington, D.C. 20231

SMALL ENTITY STATEMENT

Dear Sir:

The Applicant asserts that he is entitled to Small Entity Status.

Respectfully submitted,

Jussell R. Vassner

Russell R. Kassner Reg. No. 36,183

Attorney for Applicants

DILWORTH & BARRESE 333 Earle Ovington Blvd. Uniondale, New York 11553 (516) 228-8484

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.10

I hereby certify that this correspondence and the documents referred to as enclosed are being deposited with the United States Postal Service on date below in an envelope a "Express Mail Post Office to Addressee" Mail Label Number EL765222306US addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Dated: March 9, 2001

Russell R. Kassner